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Message Text

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PAGE 01 VIENNA 07237 01 OF 04 100942Z
ACTION ACDA-10

INFO OCT-01 ISO-00 AF-10 ARA-10 EA-07 EUR-12 NEA-10
FEA-01 CIAE-00 INR-07 IO-13 L-03 NSAE-00 NSC-05
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EO 11652: NA
TAGS: IAEA, PARM, TECH
SUBJECT: IAEA AD HOC ADVISORY GROUP ON NUCLEAR EXPLOSIONS FOR PEACEFUL PURPOSES: REPORT OF MEETING 8 AUGUST 1977.

REF: STATE 178811

SUMMARY: REPORT FOLLOWS OF RESULTS OF 8 AUGUST AM AND PM MEETINGS. END SUMMARY.

1. CHAIRMAN WILSON STRESSED NEED TO AVOID MAJOR CHANGES IN SUBSTANCE IF GROUP IS TO ACHIEVE
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PAGE 02 VIENNA 07237 01 OF 04 100942Z

CONSENSUS ON REPORT DURING THIS WEEK. THIS VIEW ENDORSED BY REPS FROM UK AND CANADA,BUT OBJECTED TO FOR VARIOUS REASONS BY REPS FROM MEXICO, EGYPT AND ROMANIA WHO ARGUED NEED TO DISCUSS THOROUGHLY ALL COMMENTS.

2. WILSON ASKED WHETHER ANY REPS HAD COMMENTS OTHER

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Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

THAN THOSE REFLECTED IN AGENCY DOCUMENTS GOV/COM
23/30, 23/30/ADD 1 AND 23/31 (ISSUED 8 AUGUST).
FYI: DOC 23/30 ADD 1 CONTAINS COMMENTS BY DENMARK
AND NETHERLANDS, NEITHER OF WHICH EXPLICTLY SOUGHT CHANGES
TO DOC 23/28, AND 23/31 (ISSUED 8 AUGUST) CONTAINS
SEVERAL CHANGES CORRECTING DISCREPANCIES BETWEEN
TEXT OF REPORT AND THE RECORDS OF APRIL MEETINGS
THIS GROUP. FIRST CHANGE IN 23/31 WAS CORRECTION
TO CHAPTER 1, PARA 4 OF 23/28, FOURTH SENTENCE TO
READ: QUOTE NUCLEAR EXPLOSION RELATED SRRVICES,
WHICH COULD BE PROVIDED ONLY BY NUCLEAR-WEAPON STATES
AS DEFINED IN NPT, INCLUDE CUSTODY..END QUOTE.
SECOND CHANGE IS TO CHAPTER 1, PARA 9; FIRST
SENTENCE SHOULD READ QUOTE IN CHAPTER 9, AS
REQUESTED IN SUB-PARAGRAPH 1(C) OF ITS TERMS OF
REFERENCE, THE AD HOC ADVISORY GROUP...END QUOTE.
THIRD CHANGE IS TO CHAPTER 9, PARA 1 OF 23/28; AT
THE END OF THE SENTENCE ADD THE WORDS QUOTE ON THE
UNDERSTANDING THAT THESE SERVICES ARE PROVIDED
UNDER APPROPRIATE INTERNATIONAL OBSERVATION AND
THROUGH APPROPRIATE INTERNATIONAL PROCEDURES END
QUOTE. FOURTH CHANGE IS TO CHAPTER 9, PARA 2,

FIRST SENTENCE, DELETE THE WORD QUOTE COMPREHENSIVE
END QUOTE. FIFTH AND FINAL CHANGE IS TO CHAPTER 9,
PARA 14, FIRST SENTENCE; INSERT THE WORD QUOTE
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SUITABLE END QUOTE BEFORE QUOTE MEASURES END QUOTE.
END FYI.

3. MEXICO RESPONDED TO WILSON'S QUESTION BY
FORMAL STATEMENT, THE ESSENCE OF WHICH WAS THAT
GROUP MUST ASK ITSELF WHETHER IT IS JUSTIFIED TO
DISCUSS LEGAL ARRANGEMENTS AT SAME TIME CTB
NEGOTIATIONS ARE UNDERWAY WHICH MAY BAN PNE'S
ALTOGETHER. SINCE GROUP'S REPORT MAY BECOME
OBSOLETE, THERE WAS QUESTION WHETHER IT SHOULD BE SENT TO BOARD
FOR CONSIDERATION WHEN SOME SUPPLIER COUNTRIES MAY BE UNABLE TO
PARTICIPATE. NON-NUCLEAR COUNTRIES HAVE NOT
EXPRESSED THEMSELVES; THEY MAY AGREE TO MORATORIUM
ON PNE'S. MEXICAN REP THEREFORE PROPOSED THAT BOARD
BE GIVEN DRAFT REPORT ONLY FOR
INFORMATION, TOGETHER WITH AN EXPLANATION PER
ABOVE STATING WHY BOARD SHOULD NOT FORWARD THE
REPORT TO UNGA. MEXICAN REP ALSO PROPOSED THAT
BOARD BE ASKED TO PROVIDE NEW TERMS OF REFERENCE FOR
AD HOC GROUP FOR ADDITIONAL WORK AT APPROPRIATE
FUTURE TIME, AND THAT IT SHOULD CONSIDER THE
RESULTS OF CTB NEGOTIATIONS AT THAT TIME.

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PAGE 01 VIENNA 07237 02 OF 04 101007Z
ACTION ACDA-10

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4. EGYPTIAN REP ASKED, IN VIEW MEXICAN STATEMENT, IN WHAT SPIRIT ARE WE WORKING HERE? ARE WE TRYING IN IMPLEMENT ARTICLE V, OR TO ESTABLISH THAT PNES ARE NOT POSSIBLE? WHILE EGYPT IS FOR CTB, IT IS ALSO FOR PNES. ARTICLE CARRIES LEGAL OBLIGATIONS FOR NWS TO PROVIDE PNES TO NNWS IF PNES PROVE

TO BE TECHNICALLY AND ECONOMICALLY FEASIBLE. WE CANNOT ALLOW CERTAIN NWS TO ABROGATE THEIR OBLIGATIONS UNDER ARTICLE V OF NPT.

5. EGYPT REP ALSO SAID HE WOULD HAVE CHANGES TO CHAPTER 3 WHICH HE WOULD PRESENT TO GROUP AFTER
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PAGE 02 VIENNA 07237 02 OF 04 101007Z

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CONSULTATION WITH QUOTE LIKE MINDED STATES END QUTE.

6. WILSON OBSERVED MEXICAN STATEMENT BORE ON HOW TO PRESENT REPORT TO BOARDS, NOT ON REPORT ITSELF. WOULD TAKE UP LATER WHEN CONSIDERING DRAFT OF LETTER FORWARDING REPORT TO BOARD.

7. WILSON INDICATED THERE WERE TWO CATEGORIES OF COMMENTS ON REPORT FIRST WERE CHANGES TO DISCRETE PARAGRAPHS. SECOND WERE CHANGES INVOLVING MATTERS OF PRINCIPLE WHICH MIGHT BE REFLECTED IN A NUMBER OF PARAS IN REPORT. HE INVITED PARTICIPANTS TO PRESENT FOR DISCUSSION ANY CHANGES IN SECOND CATEGORY TO DETERMINE WHETHER CHAKNGES IN PRINCIPLE WOULD BE ACCEPTABLE. TWO REPS RESPONDED: FRG, WHO IDENTIFIED PARA 5, PAGE 7 OF

23/30 AS DESCRIPTIVE OF THEIR PROPOSED CHAGE IN PRINCIPLE; AND SWEDEN WHO IDENTIFIED THEIR PROPOSAL TO REWORD CHAPTER 7 AS A CHANGE IN PRINCIPLE.

8. FRG REP STAED THAT OF THEIR COMMENTS IN 23/30, MOST DERIVED FROM THEIR COMMENT NUMBER 5. SPECIFICALLY, FRG COMMENTS 7, 9, 11, 19-26, 27-28, 30-34, ALL DERIVED FROM COMMENT5. FRG COMMENT NUMBER 5 WAS TENTATIVELLY ACCEPTED.

9. AS INSTRUCTED PARA 3A, REFTEL, US REP INDICATED ACCEPTABILITY OF FRG COMMENT NUMBER 5. (WHICH CHANGES PARA 9, CHAPTER 3 OF 23/28), BUT RESERVED RIGHT TO COMMENT ON OTHER CHANGES IN REPORT WHICH FRG STATED WERE DERIVED FROM COMMENT NJMBER 5.

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10. SWEDISH REP SAID ONE POSSIBLE ANSWER TO HIS PROBLEM WOULD BE DELETION ENTIRELY OF CHAPTER 7. HE REALIZED, HOWEVER, THAT ONE PART OF GROUP'S

MANDATE WAS TO DISCUSS ASPECT OF QUOTE INTERNATIONAL SERVICE END QUOTE. HE THEREFORE PROPOSED RETAINING PARA 1 AND 2, AND REPLACING REMAINDER OF CHAPTER 7, WITH A SINGLE NEW PARAGRAPH.

11. MEXICAN REP OBJECTED TO PARAS 7, 8 AND 9 OF CHAPTER 7. INCLINED TO SUPPORT DELETION ENTIRE CHAPTER. UK REP ARGUED THAT RETENTION SOME PART OF CHAPTER 7 ESSENTIAL. FOR HIS PART HE PREFERRED RETENTION OF ALL OF CHAPTER 7 EXCEPT

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Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

PORTIONS IN SQUARE BURACKETS.

12. WILSON REMINDED GROUP OF ITS MANDATE,

QUOTING FROM A STATEMENT IN THE REPORT OF THE
1577TH MEETING OF THE UNGA FIRST COMMITTEE WHICH QUOTE REQUESTED
SECRETARY GENERAL TO PREPARE IN COOPERATION WITH IAEA A REPORT
ON ESTABLISHMENT WITHIN FRAMEWORK OF IAEA OF AN INTERNATIONAL
SERVICE FOR PEACEFUL NUCLEAR EXPLOSIONS UNDER APPROPRIATE
INTERNATIONAL CONTROL. END QUOTE.
13. SWEDISH REP WAS ASKED BY WILSON TO PREPARE
NEW THIRD PARA FOR CHAPTER 7 TO REPLACE PARAS 3-9.
ERICCSON AGREED TO DO SO, AND TO SUBMIT DRAFT
PARA FOR GOUPT CONSIDERATION AT MEETING OF 9 AUGUST.

14. ITEMS COVERED BY INSTRUCTIONS IN PARAS 1A AND
1B REFTEL DEFERRED PENDING RESOLUTION OF BRACKETED
SECTIONS OF REPORT AND CHAPTER 7, RESPECTIVELY.

15. FIRST AND SECOND CHANGES DESCRIBED IN DOC
23/31 (SEE PARA 2 ABOVE) WERE ACCEPTED BY GROUP.

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PAGE 01 VIENNA 07237 03 OF 04 100953Z
ACTION ACDA-10

INFO OCT-01 ISO-00 AF-10 ARA-10 EA-07 EUR-12 NEA-10
FEA-01 CIAE-00 INR-07 IO-13 L-03 NSAE-00 NSC-05
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LIMITED OFFICIAL USE SECTION 3 OF 4 VIENNA 7237

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16. INSTRUCTIONS CONTAINED PARA 1C REFTEL WERE
SUCCESSFULLY EFFECTED. FRG PROPOSED CHANGE TENTATIVELY
ACCEPTED WITH US PROPOSED MODIFICATION.

17. ITEM COVERED BY PARA 1D AND 1E REFTEL DISCUSSED
WITHOUT RESOLUTION. BOTH INDIAN PROPOSALS RE PARA 4
OPPOSED BY US; JAPAN AND CANADA OPPOSED FIRST INDIAN
CHANGE, BUT NOT SECOND. ARGENTINA SUPPORTED BOTH
INDIAN PROPOSALS RE PARA 4 STATING THAT THEY QUOTE
BEAR ON CERTAIN FACTS WHICH EVERYONE KNOWS AND WHICH
WE CANNOT IGNORE IN THE SORT OF DOCUMENT WE ARE
PREPARING END QUOTE.

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18. INSTRUCTIONS PARA 2A RETEL EFFECTED, BUT EGYPTIAN
REP PROPOSED DELETION OF WORD QUOTE ANCILLARY END QUOTE FROM
FRG SUGGESTED CHANGE TO TITLE OF CHAPTER 2; TITLE WOULD NOW
READ: QUOTE PROCEDURAL ASPECTS RELATING TO POSSIBLE
REQUESTS TO THE AGENCY TO PROVIDE PNE PROJECT SERVICES.
END QUOTE. THIS PROPOSED NEW TITLE TENTATIVELY
ACCEPTED BY GROUP.
19. ITEMS COVERED BY INSTRUCTIONS PARAS 2B 2C AND 2D
REFTEL TENTATIVELY ACCEPTED BY GROUP.

20. SWEDISH REP PROPOSED DELETION FROM CHAPTER 2,
PARA 2, LINE 3, OF PHRASE QUOTE OF THE DIFFICULTIES
WHICH IT MIGHT MEET END QUOTE. CHANGE TENATIVELY ACCEPTED BY
GROUP.

21. ITEMS COVEREC BY INSTRUCTIONS PARAS 3A AND 3C
REFTEL TENTATIVELY ACCEPTED BY GROUP WITH US PROPOSED CHANGES.
US CHANGE TO FRG PROPOSAL COVERED BY INSTRUCTIONS
PARA 3B REFTEL TENTATIVELY ACCEPTED, BUT ITEM NOT YET RESOLVED
BECAUSE UK REP HAS PROPOSED DELETION OF TERM
QUOTE INTERNATIONAL END QUOTE FROM FIRST LINE
PARA 10, CHAPTER 3, ARGUING IT IS REDUNDANT TO
PARA 9A AND INCONSISTENT WITH SHORT TITLE USED
IN PARA 11. FRG REP OPPOSED THE UK CHANGE; MATTER
WILL BE FURTHER CONSIDERED.

22. ITEM COVERED BY INSTRUCTION PARA 3D REFTEL
DEFERRED PENDING CONSULTATION BETWEEN REPS OF US,
UK, FRG AND DIRECTOR LEGAL DIVISION (EDWARDS).

23. SWEDISH REP SUGGESTED CHANGING FOOT NOTE 4
TO PARA 9, CHAPTER 3, FROM QUOTE LEGAL SERIES NO. 9
END QUOTE TO QUOTE INFCIRC /169. UNQUOTE.

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GROUP TENTATIVELY ACCEPTED.

24. ARGENTINE REP PRPOPSED DELETION PARAS 20-24
OF CHAPTER 3. US REP RESPONDED WITH STATEMENT
THAT THESE TREATIES BEING CONSIDERED BY US SENATE
FOR ADVICE AND CONSENT TO RATIFICATION; THEY DO BEAR ON PNE
CONSIDERATION. PUS REP SUPPORTED BY AUSTRALIAN AND
SWEDISH REPS, ARGENTINE REP WITHDREW HIS PROPOSAL.

25. DANISH REP MADE STATEMENT ALONG LINES OF
DANISH COMMENTS IN GOV/COM 23/30 ADD.1 TO EFFECT
THAT EXCAVATION WITH PNE'S WOULD CAUSE RADIOACTIVE DEBRIS OUTSIDE
TERRITORIAL LIMITS AND WOULD THEREFORE CONFLICT
WITH LTB. HE URGED THAT DOC 23/28 TAKE THIS INTO
ACCOUNT. CHAIRMAN WILSON NOTED DIFFICULTIES
WHICH WOULD RESULT IF ATTEMPT WERE MADE TO DO SO.
NO OTHER DEL COMMENTED. DANISH REP INDICATED
GOVERNMENT OF DENMARK WILL CONSIDER OTHER
STEPS, POSSIBLY TAKING MATTER TO
UNGA.

26. ITEM COVERED BY INSTRUCTIONS PARA 3E REFTEL
DISCUSSED WITHOUT RESOLUTION. INDIAN REPS WILL
SEEK INSTRUCTIONS. AUSTRALIAN REP PROPOSED DELETION
PARA 28, AFTER ROMANIAN DEL QUESTIONED PROPERITY OF FORE-
CASTING EVENTS.
27. CANADIAN REP QUESTIONED FOOTNOTE 8, PAGE 17
OF 23/28, ASKING WHETHER DOC REFERRED TO IN FOOTNOTE WOULD BE
AVAILABLE TO ALL READERS. CHAIR INSTRUCTED SECRETARIAT
TO RESOLVE.

28. PARA 26, CHAPTER 3: LIST OF STATES TENTATIVE EXPANDED
TO INCLUDE JAPAN.

29. ARGENTINE REP NOTED ABSENCE IN CHAPTER 3 OF
ANY REFERENCE TO UNDERTAKINGS IN SAFEGUARDS AGREEMENTS
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AND BILATERAL AGREEMENTS FOR COOPERATION; THESE UNDERTAKINGS

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LIMITED OFFICIAL USE SECTION 4 OF 4 VIENNA 7237

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ALSO RELATE TO SUBJECT OF PNE'S. CHAIRMAN WILSON
REQUESTED SECRETARIAT LEGAL DIVISION TO DRAFT
FOR GROUP CONSIDERATION A SENTENCE OR TWO ALONG
FOLLOWING LINES: QUOTE THERE IS OF COURSE A NETWORK
OF SAFEGUARDS AGREEMENTS AND BILATERAL ARRANGEMENTS..
END QUOTE.

30. SOVIET REP DREW ATTENTION TO USSR COMMENTS IN 23/30,
NOTING THAT THEY RELATE TO CHAPTERS 4, 5 AND 6. STATED THAT
WHILE USSR DID NOT CALL FOR RADICAL CHANGES TO
TEXT, AT LEAST TWO OF THEIR COMMENTS (RADIATION
STANDARDS AND FEASIBILITY OF PNE'S) WARRANTED
INCLUSION IN CHAPTERS 4-6. PROMISED TO PROVIDED
DRAFTT TEXT FOR GROUP CONSIDERATION.
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31. SWEDISH REP STATED THAT PARA 23, CHAPTER 4
CONTAINED PHRASE QUOTE OF THE COMMITTEES INTERPRETATION
END QUOTE. HE SAID THIS WAS MISLEADING, THAT THERE

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HAD BEEN NO COMMITTEE IN THE GROUP THIS SUBJECT. HE HAD
OTHER SUCH COMMENTS CHAPTERS 4-6 AND WOULD PROVIDE

IN WRITTEN FORM FOR GROUP CONSIDERATION.

32. CHAPTER 7 DEFERRED PENDING PROVISION DRAFT
TEXT BY SWEDISH REP.

33. CHAPTER 8. ITEM COVERED BY INSTRUCTIONS
PARA 5B REFTEL DISCUSSED WITHOUT RESOLUTION.
FRG WOULD AGREE TO RETENTION PRESENT TITLE IF
RELATED TEXTUAL CHANGES WERE ACCEPTED. MATTER
OF TITLE AND RELATED TEXT CHANGES WILL BE DISCUSSED
IN CONSULTATION REPS US, UK, FRG AND DIRECTOR
LEGAL DIVISION.

34. ITEM COVERED INSTRUCTIONS PARA 5D DISCUSSED.
INDIAN FOOTNOTE OPPOSED AT MEETING BY CHAIRMAN
WILSON, US, SWEDEN AND IN DOC 23/30 ADD.1 BY
NETHERLANDS. INDIAN FOOTNOTE SUPPORTED BY ARGENTINA.
ARGENTINE REP NOTED HE HAD DIFFICULTIES WITH
PARA 5, CHAPTER 8 IN ITS CURRENT FORM.

35. CHAIRMAN WILSON REQUESTED THAT ALL PROPOSED
CHANGES INCLUDING THOSE INDICATED IN FOREGOING
AS TENTATIVELY ACCEPTED, BE SUBMITTED IN WRITING
FOR FORMAL CONSIDERATON BY GROUP. LABOWITZ

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Message Attributes

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Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
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Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Subject: IAEA AD HOC ADVISORY GROUP ON NUCLEAR EXPLOSIONS FOR PEACEFUL PURPOSES: REPORT OF MEETING 8 AUGUST 1977.
TAGS: PARM, TECH, IAEA
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